



S/N 10/005667

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Qing Ma
Serial No.: 10/005667
Filed: November 2, 2001
Title: METHOD OF FABRICATING AN INTEGRATED CIRCUIT HAVING A MEMS DEVICE

Examiner: Jamie Brophy
Group Art Unit: 2822
Docket: 884.591US1

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

In response to the Restriction Requirement mailed January 27, 2003, Applicant elects, with traverse, Group I (claims 1-22). If the restriction is continued, Applicant cancels remaining claims 23-28, without prejudice or disclaimer, and reserves the right to reintroduce them in one or more divisional applications at a later date.

The Restriction Requirement is traversed on the basis that Restriction Requirements are optional in all cases. MPEP 803. If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it arguably may include claims to distinct or independent inventions. MPEP 803. All of the pending claims relate to integrated circuits and methods that include a MEMS device in a sealed cavity. Thus, Applicant respectfully submits that these claims can all be easily searched and examined together.

The Examiner is invited to contact Applicant's Representative Andrew Peret at 262/646-7009 or the below signed attorney if there are any questions regarding this Response or if prosecution of this application may be assisted thereby.

Respectfully submitted,
QING MA
By his Representatives,
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
612-349-9592

Date Feb. 26, 2003 By Ann M. McCrackin
Ann M McCrackin
Reg. No. 42,858

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this 26 day of February, 2003.

Anne M. Richards
Name

Anne M. Richards
Signature